

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT			1. CONTRACT ID CODE		Page of Pages 1 17		
2. AMENDMENT/MODIFICATION NO. 001		3. EFFECTIVE DATE August 2, 1999		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)	
6. ISSUED BY Bureau of Reclamation Lower Colorado Region P.O. Box 61470 Boulder City NV 89006-1470		CODE LC-3112 http://www.lc.usbr.gov/~g3100/		7. ADMINISTERED BY (If other than Item 6)		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State, and ZIP code)				(T)		9A. AMENDMENT OF SOLICITATION NO. 99-SQ-30-0008	
				T		9B. DATED (SEE ITEM 11) July 21, 1999	
						10A. MODIFICATION OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers [] is extended, [**X**] is not extended.

Offerors must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods:
(a) By completing Items 8 and 15, and returning 1 copy of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. **FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER.** If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (if required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS,
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

(T)	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT/ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
	D. OTHER (Specify type of modification and authority)

E. **IMPORTANT:** Contractor [] is not [] is required to sign and return _____ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible)

Project Title: Generator Thrust Bearing Oil Coolers, Hydroelectric Generator Units, Davis Dam Powerplant, Parker-Davis Project Arizona

Purpose of Amendment: The purpose of this amendment is to (1) make a minor change to the specifications; and (2) revise some provisions due to regulatory changes.

Receipt of Quotes: The date, time, and place for receipt of quotes remains August 23, 1999, no later than 4 p.m., local time, at the Bureau of Reclamation, Lower Colorado Regional Office, Boulder City, Nevada (see block 9 of the "Solicitation/Contract/Order for Commercial Items," Standard Form 1449).

Acknowledgment: See block 11 above regarding how to acknowledge this amendment. The acknowledgment must be received at the place designated for receipt of quotes (see block 9 of the "Solicitation/Contract/Order for Commercial Items," Standard Form 1449).

Quote Modification: See block 11 above if you have submitted your quote and now desire to modify it or withdraw it.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA	16C. DATE SIGNED
(Signature of person authorized to sign)		BY _____ (Signature of Contracting Officer)	

Description of the Changes :

1. In Part III - Statement of Work, the requirement for aluminum fins has been changed to copper fins, comparable to the existing, .012-inch thick.
2. Due to regulatory updates, minor revisions have been made to various solicitation provisions in Part V.

Instructions:

<u>Remove</u>	<u>Replace with Revised</u>
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Pages III-14 and III-15	Pages III-14 and III-15
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SUBSECTION C.3 - GENERATOR THRUST BEARING OIL COOLER

C.3.1 Cooling Coil Type

The cooling coil shall be fabricated using extruded fin/tube coils to replace the existing design shown on GE drawing T-8600097. The cooling coil shall consist of two semi-circular half-ring sections with each half section capable of being installed within the bearing oil pot without disturbing the generator thrust bearing.

C.3.2 Coil Materials

The cooling coil tubes shall be constructed of copper-nickel alloy, UNS No. C70600 (90% Cu-10% Ni), tubing conforming to ASTM B111-95, Standard Specification for Copper and Copper-Alloy Seamless Condenser Tubes and Ferrule Stock. ~~Outer tubing shall be aluminum compressed over the copper inner tubes forming integral extruded aluminum fins for enhanced~~
% ~~heat transfer and structural support.~~ **Each tube shall be provided with copper fins**
% **comparable to the existing, .012 inch thick, eight per inch, fastened securely to the tube**
% **by solder dipping or a continuous soldered fin with an outside diameter of approximately**
% **1.5 inches.**

The copper alloy tube thickness shall not be less than 0.049 inch and tube diameter shall not be less than 0.75 inch. Return bends (180 E), if used, shall have a minimum wall thickness of 0.065 inch.

~~The extruded aluminum fin thickness shall not be less than 0.016 inch. Fin spacing shall be sufficient to prevent oil from congealing between and clogging fins at boundary layer temperature, but shall not be greater than 7 fins/inch.~~

C.3.3 Coil Design

The cooling coil shall be designed and constructed for a maximum working pressure of 75 pounds per square inch, gage (psig). Supply cooling water pressure is approximately 25 psig at the design flow rate, the pressure loss across the cooling coil shall not exceed 15 psig differential pressure. Design flow velocity shall not be less than 4 ft/s or greater than 8 ft/s. The replacement cooling coils shall meet or exceed the performance of the existing cooling coils.

Supply cooling water average temperature is 55 to 65 EF (13 to 18 EC). Maximum expected supply cooling water temperature supply is 65 EF (18 EC). Maximum allowable temperature of oil in bearing oil pot is 122 EF (50 EC). Maximum allowable bearing metal temperature is 176 EF (80 EC).

C.3.4 Cooling Capability

The cooling coil shall be capable of providing the necessary cooling capacity over the range of cooling rates required for the existing thrust bearing design conditions. Cooling coil sections shall be configured similar to the existing cooling coils and shall meet or exceed their cooling capacity.

C.3.5 Fabrication

The cooling coils shall be manufactured in two semi-circular half-ring sections allowing installation and removal without disturbing the generator thrust bearing. Each section shall be designed to provide uniform cooling within the oil pot and to minimize temperature differences from one section to the other. In order to vent air from the cooling coil, coil sections shall be designed to have supply cooling water enter the bottom of the coil and flow up to the top before exiting bearing pot into discharge line.

Each cooling coil section shall have inlet (supply) and outlet (discharge) connection points for header piping termination conveniently located for easy access and assembly. Header piping shall be redesigned with flexible metal hose or other industry standard material suitable for submerged oil cooler piping. Header piping shall terminate with existing three (3) inch supply and discharge flanges as depicted on drawing T-8600097, section A-A.

Flanged connections shall conform to the requirements of paragraph C.4.7 (Piping, Fittings, and Connections).

Brazing of cooling coil tubes and associated fittings shall conform to the specific requirements of Section IX, Part QB of the ASME Boiler and Pressure Vessel Code (1995).

C.3.6 Structural Support

a. General. - Each semi-circular half-ring section of the cooling coil shall be provided with tube supports similar to those detailed on drawing T-8600097. Supports shall maintain proper coil spacing and half-ring section alignment within the thrust bearing oil pot.

Each half-ring section shall have a minimum of three pick points located on the top for insertion of lifting eyes or hooks. The frame shall be designed to have sufficient strength so that spreader bars are not required when lifting the coil half section filled with water. Any permanent coil bending or tube misalignment resulting from fully weighted lifts indicates inadequate rigidity and shall be grounds for rejection of the frame design.

b. Materials. - Materials for the cooling coil supports shall conform to the following supplemental requirements:

(1) Structural steel. - Structural steel shall be in accordance with ASTM A36-94, Standard Specification for Carbon Structural Steel.

(2) Steel plate. - Steel plate shall be in accordance with ASTM A283/A283M-93, grade C or D, Standard Specification for Low and Intermediate Tensile Strength Carbon Steel Plates.

(3) Fasteners. - Bolts, nuts, and washers shall be in accordance with ASTM A307-94, grade B, Standard Specification for Carbon Steel Bolts and Studs, 60,000 psi Tensile Strength.

PART V
SOLICITATION PROVISIONS

% 1. 52.212-1 Instructions to Offerors--Commercial Items (**Jun 1999**)

(a) Standard industrial classification (SIC) code and small business size standard. The SIC code and small business size standard for this acquisition appear in Block 10 of the solicitation cover sheet (SF 1449). However, the small business size standard for a concern which submits an offer in its own name, but which proposes to furnish an item which it did not itself manufacture, is 500 employees.

(b) Submission of offers. Submit signed and dated offers to the office specified in this solicitation at or before the exact time specified in this solicitation. Offers may be submitted on the SF 1449, letterhead stationery, or as otherwise specified in the solicitation. As a minimum, offers must show----

- (1) The solicitation number;
- (2) The time specified in the solicitation for receipt of offers;
- (3) The name, address, and telephone number of the offeror;
- (4) A technical description of the items being offered in sufficient detail to evaluate compliance with the requirements in the solicitation. This may include product literature, or other documents, if necessary;
- (5) Terms of any express warranty;
- (6) Price and any discount terms;
- (7) "Remit to" address, if different than mailing address;
- (8) A completed copy of the representations and certifications at FAR 52.212-3;
- (9) Acknowledgment of Solicitation Amendments;
- (10) Past performance information, when included as an evaluation factor, to include recent and relevant contracts for the same or similar items and other references (including contract numbers, points of contact with telephone numbers and other relevant information); and
- (11) If the offer is not submitted on the SF 1449, include a statement specifying the extent of agreement with all terms, conditions, and provisions included in the solicitation. Offers that fail to furnish required representations or information, or reject the terms and conditions of the solicitation may be excluded from consideration.

(c) Period for acceptance of offers. The offeror agrees to hold the prices in its offer firm for 30 calendar days from the date specified for receipt of offers, unless another time period is specified in an addendum to the solicitation.

(d) Product samples. When required by the solicitation, product samples shall be submitted at or prior to the time specified for receipt of offers. Unless otherwise specified in this solicitation, these samples shall be submitted at no expense to the Government, and returned at the sender's request and expense, unless they are destroyed during preaward testing.

(e) Multiple offers. Offerors are encouraged to submit multiple offers presenting alternative terms and conditions or commercial items for satisfying the requirements of this solicitation. Each offer submitted will be evaluated separately.

(f) Late offers. Offers or modifications of offers received at the address specified for the receipt of offers after the exact time specified for receipt of offers will not be considered.

(g) Contract award (not applicable to Invitation for Bids). The Government intends to evaluate offers and award a contract without discussions with offerors. Therefore, the offeror's initial offer should contain the offeror's best terms from a price and technical standpoint. However, the Government reserves the right to conduct discussions if later determined by the Contracting Officer to be necessary. The Government may reject any or all offers if such action is in the public interest; accept other than the lowest offer; and waive informalities and minor irregularities in offers received.

(h) Multiple awards. The Government may accept any item or group of items of an offer, unless the offeror qualifies the offer by specific limitations. Unless otherwise provided in the Schedule, offers may not be submitted for quantities less than those specified. The Government reserves the right to make an award on any item for a quantity less than the quantity offered, at the unit prices offered, unless the offeror specifies otherwise in the offer.

(i) Availability of requirements documents cited in the solicitation.

(1) (i) The GSA Index of Federal Specifications, Standards and Commercial Item Descriptions, FPMR Part 101-29, and copies of specifications, standards, and commercial item descriptions cited in this solicitation may be obtained for a fee by submitting a request to--GSA Federal Supply Service Specifications Section, Suite 8100, 470 L'Enfant Plaza, SW., Washington, DC 20407, Telephone (202) 619-8925, Facsimile (202) 619-8978.

(ii) If the General Services Administration, Department of Agriculture, or Department of Veterans Affairs issued this solicitation, a single copy of specifications, standards, and commercial item descriptions cited in this solicitation may be obtained free of charge by submitting a request to the addressee in paragraph (i)(1)(i) of this provision. Additional copies will be issued for a fee.

(2) The DoD Index of Specifications and Standards (DoDISS) and documents listed in it may be obtained from the Department of Defense Single Stock Point (DoDSSP), Building 4, Section D, 700 Robbins Avenue, Philadelphia, PA 19111-5094 (telephone (215) 697-2667/2179, Facsimile (215) 697-1462.

(i) Automatic distribution may be obtained on a subscription basis.

(ii) Order forms, pricing information, and customer support information may be obtained--

(A) By telephone at (215) 697-2667/2179; or

(B) Through the DoDSSP Internet Site at <http://www.dodssp.daps.mil>.

(3) Nongovernment (voluntary) standards must be obtained from the organization responsible for their preparation, publication or maintenance.

(j) Data Universal Numbering System (DUNS) Number. ***(Applies to offers exceeding \$25,000.)*** The offeror shall enter, in the block with its name and address on the cover page of its offer, the annotation "DUNS" followed by the DUNS number that identifies the offeror's name and address. If the offeror does not have a DUNS number, it should contact Dun and Bradstreet to obtain one at no charge. An offeror within the United States may call 1-800-333-0505. The offeror may obtain more information regarding the DUNS number, including locations of local Dun and Bradstreet Information Services offices for offerors located outside the United States, from the Internet home page at <http://www.dnb.com/>. If an offeror is unable to locate a local service center, it may send an e-mail to Dun and Bradstreet at globalinfo@mail.dnb.com.

%

% 2. Addendum to 52.212-1, Instructions to Offerors--Commercial Items (Jun 1999)

(A) Period for Acceptance of Offers. The offeror agrees to hold the prices in its offer firm for 60 calendar days from the date specified for receipt of offers.

(B) Contract Award. Paragraph (h) to 52.212-1 is not applicable to this acquisition. There will not be multiple awards made on this acquisition. Offerors should complete the schedule of prices in its entirety. Offerors not providing prices for all items will be considered unacceptable and shall not be considered for award.

(C) WBR 1452.215-81 General Proposal Instructions -- Bureau of Reclamation (Jul 1997)

(a) General contents. Each proposal shall: be specific and complete in every detail; conform to all solicitation provisions, clauses, or other requirements; be logically assembled, practical, legible, clear, concise, coherent; and contain appropriately numbered pages of each volume or part.

(b) Arrangement of Proposal. The proposal shall consist of 2 physically separated volumes. The required number of copies for each volume are shown below:

Volume	Title	Copies Required
I	Technical Proposal	3
II	Pricing/Cost Proposal	1

(c) Separation of volumes. All copies of each proposal volume (i.e., all copies of Volume I) are to be packaged individually and clearly marked to identify contents. The exterior of each package containing proposals shall be marked with the solicitation number, and the time and date for submission of proposals, in order to prevent mishandling.

VOLUME ONE shall contain:

(1) Manufacturer's Experience information.

Provide a list of firms, their addresses, telephone numbers, contact names, and the product similar to the type and size of the items required under this solicitation that you have manufactured for those firms within the last 5 years.

(2) Manufacturing Facilities Information.

Proposed manufacturing facilities (location, any specialty machinery you have available, a description of the facilities, a discussion of your quality assurance procedures, any awards or commendations presented your firm due to its facilities, etc. - include the same information for any proposed subcontractors);

(3) Delivery.

A completed paragraph II.2.(C) 52.211-8 Time of Delivery. If the offeror intends to propose an earlier delivery schedule, complete the table entitled "Offeror's Proposed Delivery Schedule" and submit with your offer. If the offeror intends to provide the items based on the Government's required delivery schedule, the table entitled "Offeror's Proposed Delivery Schedule" does not need to be completed. However, whether or not you propose to offer a delivery schedule earlier than required, the completed paragraph II.2.(A), must be submitted. Failure to do so may result in an unacceptable offer.

(4) Past Performance Information -

(a) Reference - Provide a list of relevant past performance references of projects similar in size and scope to this requirement. Your listing must include: customer's name, address and name/phone number of contact; dollar amount

(d) If there is an appellate review of the contracting officer's decision by the Bureau Procurement Chief, it will not extend the General Accounting Officer's timeliness requirements. Therefore, any subsequent protest to the GAO must be filed within 10 days of knowledge of initial adverse agency action (4 CFR 21.2(a)(3)).

% 3. 52.212-2 Evaluation--Commercial Items (**Jan 1999**)

(a) The Government will award a contract resulting from this solicitation to the responsible offeror whose offer conforming to the solicitation will be most advantageous to the Government, price and other factors considered. The following factors shall be used to evaluate offers:

- (1) Company facilities: 5%
- (2) Experience 20%
- (3) Past performance: 25%
- (4) Price: 35%
- (5) Delivery: 15%

An Evaluation Committee will evaluate the proposals according to the criteria listed in this provision. Evaluation factor (1) above, company facilities, comprises 5%, evaluation factor (2) above, experience, comprises 20%, evaluation factor (3) above, past performance comprises 25%, evaluation factor (4) above, price, comprises 35% and evaluation factor (5) above, delivery, comprises 15% of the total evaluation weight.

(b) Relative Weight of Evaluation Factors.

(1) Company facilities, 5%. Assurances that the facility to be utilized to manufacture the required items is of the highest standards is of considerable importance and all aspects of this item will be evaluated.

(2) Experience, 20%. The offeror's previous experience is of considerable importance and all aspects of this item will be evaluated. Evidence shall be furnished of the offeror's experience in the designing and fabricating generator thrust bearing oil coolers.

(3) Past performance, 25%. Past performance of all offerors is required to be evaluated on all Government acquisitions and is of considerable importance. See provision WBR 1452.215-81 General Proposal Instructions, for specific information to be provided with the offer regarding evaluation of this factor.

(4) Price. This evaluation factor will comprise 35% of the total evaluation weight.

(5) Delivery. This evaluation factor will comprise 15% of the total evaluation weight. As one generator thrust bearing oil cooler (to be delivered no later than February 15, 2000) is the critical item for delivery, the total evaluation weight for this factor is 15%. No evaluation will be performed on the remaining five generator thrust

bearing oil coolers (to be delivered no later than September 30, 2000) if an earlier date is proposed.

Delivery of these items within the time frame required in paragraph II.2.(C), 52.211-8, Time of Delivery, of this solicitation or earlier is of considerable importance. Offerors will be evaluated against the earliest delivery time proposed for the first generator thrust bearing oil cooler (to be delivered no later than February 15, 2000). If no offerors propose an earlier date than required, all offerors meeting the required date will receive the maximum points available. Offers placing conditions of delivery (e.g., award of contract by a specific date, etc.) will not be considered for award. See provision WBR 1452.215-81 General Proposal Instructions, for specific information to be provided with the offer regarding evaluation of this factor.

(c) A written notice of award or acceptance of an offer, mailed or otherwise furnished to the successful offeror within the time for acceptance specified in the offer, shall result in a binding contract without further action by either party. Before the offer's specified expiration time, the Government may accept an offer (or part of an offer), whether or not there are negotiations after its receipt, unless a written notice of withdrawal is received before award.

% 4. 52.212-3 Offeror Representations and Certifications--Commercial Items (**Jun** 1999)
Alternate II (Oct 1998)

(a) Definitions. As used in this provision:

"Emerging small business" means a small business concern whose size is no greater than 50 percent of the numerical size standard for the standard industrial classification code designated.

"Small business concern" means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a small business under the criteria in 13 CFR Part 121 and size standards in this solicitation.

"Women-owned small business concern" means a small business concern--

(1) Which is at least 51 percent owned by one or more women or, in the case of any publicly owned business, at least 51 percent of the stock of which is owned by one or more women; and

(2) Whose management and daily business operations are controlled by one or more women.

"Women-owned business concern" means a concern which is at least 51 percent owned by one or more women; or in the case of any publicly owned business, at least 51 percent of

its stock is owned by one or more women; and whose management and daily business operations are controlled by one or more women.

(b) Taxpayer Identification Number (TIN) (26 U.S.C. 6109, 31 U.S.C. 7701). (Not applicable if the offeror is required to provide this information to a central contractor registration database to be eligible for award.)

(1) All offerors must submit the information required in paragraphs (b)(3) through (b)(5) of this provision to comply with debt collection requirements of 31 U.S.C. 7701(c) and 3325(d), reporting requirements of 26 U.S.C. 6041, 6041A, and 6050M, and implementing regulations issued by the Internal Revenue Service (IRS).

(2) The TIN may be used by the Government to collect and report on any delinquent amounts arising out of the offeror's relationship with the Government (31 U.S.C. 7701(c)(3)). If the resulting contract is subject to the payment reporting requirements described in FAR 4.904, the TIN provided hereunder may be matched with IRS records to verify the accuracy of the offeror's TIN.

(3) Taxpayer Identification Number (TIN).

☐ TIN: _____

☐ TIN has been applied for.

☐ TIN is not required because:

☐ Offeror is a nonresident alien, foreign corporation, or foreign partnership that does not have income effectively connected with the conduct of a trade or business in the United States and does not have an office or place of business or a fiscal paying agent in the United States;

☐ Offeror is an agency or instrumentality of a foreign government;

☐ Offeror is an agency or instrumentality of the Federal Government.

(4) Type of organization.

☐ Sole proprietorship;

☐ Partnership;

☐ Corporate entity (not tax-exempt);

☐ Corporate entity (tax-exempt);

☐ Government entity (Federal, State, or local);

☐ Foreign government;

☒ International organization per 26 CFR 1.6049-4;

☒ Other _____

(5) Common parent.

☒ Offeror is not owned or controlled by a common parent;

☒ Name and TIN of common parent:

Name _____

TIN _____

(c) Offerors must complete the following representations when the resulting contract is to be performed inside the United States, its territories or possessions, Puerto Rico, the Trust Territory of the Pacific Islands, or the District of Columbia. Check all that apply.

(1) Small business concern. The offeror represents as part of its offer that it ☒ is,

☒ is not a small business concern.

(2) Small disadvantaged business concern. **[Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this provision.]** The

offeror represents, for general statistical purposes, that it ☒ is, ☒ is not a small disadvantaged business concern as defined in 13 CFR 124.1002.

(3) Women-owned small business concern. **[Complete only if the offeror represented itself as a small business concern in paragraph (c)(1) of this**

provision.] The offeror represents that it ☒ is, ☒ is not a women-owned small business concern.

Note: Complete paragraphs (c)(4) and (c)(5) only if this solicitation is expected to exceed the simplified acquisition threshold.

(4) Women-owned business concern (other than small business concern). **[Complete only if the offeror is a woman-owned business concern and did not represent itself as a small business concern in paragraph (c)(1) of this provision.]** The

offeror represents that it ☒ is, ~~☒ is not,~~ a women-owned business concern.

(5) Tie bid priority for labor surplus area concerns. If this is an invitation for bid, small business offerors may identify the labor surplus areas in which costs to be incurred on account of manufacturing or production (by offeror or first-tier subcontractors) amount to more than 50 percent of the contract price:

on the completed application that the concern has submitted to the Small Business Administration or a Private Certifier in accordance with 13 CFR part 124, subpart B. For joint ventures, "address" refers to the address of the small disadvantaged business concern that is participating in the joint venture.

(d) Representations required to implement provisions of Executive Order 11246--

(1) Previous Contracts and Compliance. The offeror represents that--

(i) It **9** has, **9** has not, participated in a previous contract or subcontract subject ~~either to the Equal Opportunity clause of this solicitation, the clause originally contained in Section 310 of Executive Order 10925, or the clause contained in Section 201 of Executive Order 11114;~~ and

(ii) It **9** has, **9** has not, filed all required compliance reports.

(2) Affirmative Action Compliance. The offeror represents that--

(i) It **9** has developed and has on file, **9** has not developed and does not have on file, at each establishment, affirmative action programs required by rules and regulations of the Secretary of Labor (41 CFR parts 60-1 and 60-2), or

(ii) It **9** has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

(e) Certification Regarding Payments to Influence Federal Transactions (31 U.S.C. 1352). ***(Applies only if the contract is expected to exceed \$100,000.)*** By submission of its offer, the offeror certifies to the best of its knowledge and belief that no Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress or an employee of a Member of Congress on his or her behalf in connection with the award of any resultant contract.

(f) Buy American Act--Trade Agreements--Balance of Payments Program Certificate. ***(Applies only if FAR clause 52.225-9, Buy American Act--Trade Agreement--Balance of Payments Program, is included in this solicitation.)***

(1) The offeror hereby certifies that each end product, except those listed in paragraph (f)(2) of this provision, is a domestic end product (as defined in the clause entitled "Buy American Act--Trade Agreements--Balance of Payments Program") and that components of unknown origin have been considered to have been mined, produced, or manufactured outside the United States, a designated country, a North

American Free Trade Agreement (NAFTA) country, or a Caribbean Basin country, as defined in section 25.401 of the Federal Acquisition Regulation.

(2) Excluded End Products:

LINE ITEM NO.	COUNTRY OF ORIGIN
(List as necessary)	

(3) Offers will be evaluated by giving certain preferences to domestic end products, designated country end products, NAFTA country end products, and Caribbean Basin country end products over other end products. In order to obtain these preferences in the evaluation of each excluded end product listed in paragraph (f)(2) of this provision, offerors must identify and certify below those excluded end products that are designated or NAFTA country end products, or Caribbean Basin country end products. Products that are not identified and certified below will not be deemed designated country end products, NAFTA country end products, or Caribbean Basin country end products. Offerors must certify by inserting the applicable line item numbers in the following:

(i) The offeror certifies that the following supplies qualify as "designated or NAFTA country end products" as those terms are defined in the clause entitled "Buy American Act--Trade Agreements--Balance of Payments Program:"

(Insert line item numbers)

(ii) The offeror certifies that the following supplies qualify as "Caribbean Basin country end products" as that term is defined in the clause entitled "Buy American Act--Trade Agreements--Balance of Payments Program":

(Insert line item numbers)

(4) Offers will be evaluated in accordance with FAR Part 25.

(g) (1) Buy American Act--North American Free Trade Agreement Implementation Act--Balance of Payments Program. **(Applies only if FAR clause 52.225-21, Buy American Act--North American Free Trade Agreement Implementation Act--Balance of Payments Program, is included in this solicitation.)**

(i) The offeror certifies that each end product being offered, except those listed in paragraph (g)(1)(ii) of this provision, is a domestic end product (as defined in the clause entitled "Buy American Act--North American Free Trade Agreement